

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 7TH NOVEMBER 2007 / 16TH KARTHIKA 1929

Bail Appl..No. 6807 of 2007

(CR. NO. 27/2007 OF THE NADAPURAM EXCISE RANGE)

PETITIONER/ACCUSED

**KUMARAN, S/O.KANARAN, KUTTIYIL HOUSE,
ARoor AMSOM DESOM.**

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS: COMPLAINANT

**STATE OF KERALA, THROUGH THE EXCISE
INSPECTOR, NADAPURAM EXCISE RANGE,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 07/11/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

R.BASANT, J

B.A.No.6807 of 2007

Dated this the 7th day of November, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was allegedly found to keep in his possession 4 X 750 ml of Indian Made Foreign, which is not expected to be sold within the State of Kerala. He was arrested on 25.10.07. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigator is given reasonable time to complete the investigation and I am satisfied that the petitioner can now be directed to be released on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released on the strength of this order prior to 09.11.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

ii) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-